



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Berry et al.

Serial No.: 09/497,422

Filed: February 3, 2000

For: STABLE NON-AQUEOUS SINGLE
PHASE VISCOUS VEHICLES AND
FORMULATIONS UTILIZING SUCH
VEHICLES

Confirmation No.: 7482

Examiner: B. Fubara

Group Art Unit: 1615

Attorney Docket No.: 3139-6169US
(ARC 2914 R1)

CERTIFICATE OF MAILING

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August 4, 2004
Date

Signature

Leah J. Barrow
Name (Type/Print)

AUG 13 2004
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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a). The listed documents were cited by the Office in co-pending application Serial No. 09/627,531, filed on July 28, 2000, and directed to a related invention.

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

U.S. Patent Documents

<u>U.S. Patent No.</u>	<u>Publication Date</u>	<u>Patentee</u>
3,632,768	01/04/1972	Bergy et al.
5,284,655	02/08/1994	Bogdanský et al.
5,290,271	03/01/1994	Jernberg

Foreign Patent Documents

<u>Document No.</u>	<u>Publication Date</u>	<u>Patentee</u>
GB 1,049,104	11/23/1966	Societa Prodotti Antibiotici

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

I hereby certify that no item of information contained in the Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the statement.

This Supplemental Information Disclosure Statement is filed after the mailing date of the first Office Action on the merits after the filing of a Request for Continued Examination (RCE). The fee pursuant to 37 CFR § 1.17(p) is enclosed.

Serial No. 09/497,422

Respectfully submitted,

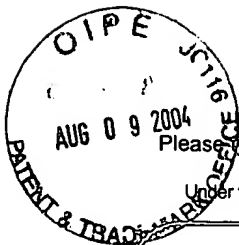


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Date: August 4, 2004
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Enclosures: Form PTO-1449
Copy of documents cited
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/497,422
	Filing Date	February 3, 2000
	First Named Inventor	Berry et al.
	Group Art Unit	1615
	Examiner Name	B. Fubara
Attorney Docket Number		3139-6169US (ARC 2914 US R1)

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Postcard receipt acknowledgment (attached to the front of this transmittal)	<input type="checkbox"/> Information Disclosure Statement, PTO/SB/08A (08-00); <input type="checkbox"/> copy of cited references	<input type="checkbox"/> Terminal Disclaimer
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<input type="checkbox"/> Response to Restriction Requirement/Election of Species Requirement dated	<input type="checkbox"/> Petition for Extension of Time and Check No. in the amount of \$	
<input checked="" type="checkbox"/> Amendment in response to office action dated May 4, 2004	<input type="checkbox"/> Petition	
<input type="checkbox"/> Amendment under 37 C.F.R. § 1.116 in response to final office action dated	<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Additional claims fee - Check No. in the amount of \$	<input type="checkbox"/> Certified Copy of Priority Document(s)	
<input type="checkbox"/> Letter to Chief Draftsman and copy of FIGS. with changes made in red	<input type="checkbox"/> Assignment Papers (for an Application)	
<input type="checkbox"/> Transmittal of Formal Drawings	Remarks	
<input type="checkbox"/> Formal Drawings (sheets)	The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account 20-1469 during pendency of this application.	

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Edgar R. Cataxinos	Registration No. 39,931
Signature		
Date	August 4, 2004	

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